

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – T & A Department – Sri B. Anantha Chary who worked during strike period – Request for appointment as Attender - Implementation of the orders of Hon'ble A.P.A.T. 31-5-1989 in R.P.No. 8508/89 as confirmed by the Hon'ble A.P. High Court in W.P.No. 24666 of 1998 by its order dt. 14-9-1998 – Orders – Issued.

FINANCE (Admn.III) DEPARTMENT

G.O. Ms. No. 159

Dt.3-6-2009

Read the following;

1. G.O.Ms.No. 69, G.A. (Ser.Wel) Dept., dt.17-2-1987.
2. Orders of Hon'ble A.P.A.T. dt.31-5-1989 in R.P.No. 8508/1989.
3. Orders of Hon'ble High Court dt. 14-9-1998 in W.P.No. 24666 of 1998
4. G.O. Rt. No. 1316, Fin. & Plg. (FW.Admn.III) Dept., dt. 5-7-1999.
5. Orders of Hon'ble A.P.A.T. dt. 1-9-2004 in O.A.No. 4940/2004.
6. Representation of Sri B. Ananthachary, Warangal dt. 4-9-2004.
7. Govt. Memo. No. 27856/676/A1/Admn.III/2004, dt. 17-1-2005
Finance (Admn.III) Dept.
8. Representation of Sri B. Anantha Chary dt. 5-7-2007.
9. Govt. Memo. No. 2339/343/A2/Admn.III/2007, dt. 30-8-2007.
10. Lr. No. A4/17934/2004, dt. 29-9-2007 from the D.T.A., A.P.,
Hyderabad.
11. Lr. No. A4/17934/2004, dt. 9-5-2008 from the D.T.A., A.P.,
Hyderabad.

O R D E R:

Sri B. Anantachary worked as Junior Accountant in the Dist. Treasury Office, Warangal from 5-1-1986 to 28-12-1986 on daily wages during the N.G.O's strike period and afterwards as Money Order Writer from 22-8-1987 to 30-11-1993.

2. Government issued instructions vide G.O.Ms.No.69, G.A. Dept., dt. 17-2-1987 that preference may be given in the matter of employment to those persons who were appointed on ad-hoc basis on daily wages during the strike period and whose services were terminated consequent to the calling off of the strike by N.G.O's., all other things being equal and that preference may be given to such persons for appointment in public sector undertakings in the State.

3. Sri B. Anantachary filed R.P.No.8508/89 before Hon'ble APAT to consider his case for appointment in Government service in pursuance to the orders of G.O.Ms.No.69, G.A. Dept., dt. 17-2-87. The said R.P.. was disposed by Hon'ble APAT, by its order dt. 31-5-1989 with the following observations:

“the respondents are directed to consider the case of the petitioner to the post of Attender or any other post to which he is entitled to, in terms of G.O.Ms.No.69, G.A. Dept., dt. 17-2-87, if he comes within the ambit of that G.O.”

4. Subsequently he filed W.P. No. No. 24666 of 1998 before Hon'ble High Court for implementation of the orders of Hon'ble APAT. The Hon'ble High Court disposed of the said W.P. by its order dt. 14-9-1998 with the following observations:

“In the circumstances, this Writ petition is disposed of with a direction to the 4th respondent (i.e., the Dist. Treasury officer, Warangal) to implement the orders passed by the A.P.A.T. on 31-5-1989 in RP No. 8508 of 1989, in terms thereof within a period of one month from the date of receipt of a copy of this order”

5. Again he filed Contempt Case No. 1778 of 1998 for implementation of the orders of Hon'ble High Court dt.14-9-98 in WP No. 24666/98 wherein the Hon'ble High Court issued notices for personal appearance of “Mr. A. Eshwaraiah, Dist. Treasury Officer, Warangal. Dist., Warangal” for non-implementation of the orders.

6. On filing of Contempt petition by Sri B. Ananthachary for implementation of the orders of Hon'ble APAT dt. 31-5-1989 in RP No. 8508/89, Government issued orders vide reference 4th read above wherein it is ordered as follows:

“6. The case of the petitioner was once again examined by the Government, with reference to the oral orders of the Hon'ble Division Bench. It is ascertained that no paper notification was made to fill this vacancy except for notification to the employment exchange. Therefore it only possible to consider giving preference to the petitioner in terms of G.O.Ms.No.69, G.A. Dept., dt. 17-2-1987 read with G.A Dept. Memo. No. 283/Ser.Wel/87-1, dt. 10-4-1987 whenever there is notification issued for recruitment in future.

7. Therefore, the request of Sri B. Anantachary for appointment to the post of Attender or any other post cannot be considered at present.”

7. On his further representation vide reference 6th read above, Govt. requested the Collector, Warangal Dist. vide Memo. 7th read above, as follows:

“He is requested to consider the request of the petitioner, Sri B. Anantha Chary by giving preference in terms of G.O.Ms.No.69, G.A. (Sr.Wel) Dept., dt. 17-2-1987 read with Govt. Memo. No. 383/Ser.Wel/87-1, G.A. (SW) Dept., dt. 10-4-1987 whenever a notification is issued for recruitment to the post of Junior Accountant or any equivalent post or any post in the category of Class-IV, without further loss of time.”

8. As informed by the Director of Treasuries & Accounts, Hyderabad vide reference 10th read above, since then, the matter is pending before the Dist. Collector, Warangal/The Deputy Director, Dist. Treasury, Warangal.

9. In the reference 8th read above, Sri B. Anantachary again represented that by one reason or the other the authorities did not consider his case for his appointment to the post to which he is entitled and the authorities are deviating the scope of G.O.Ms.No. 69 and requested for his appointment in the existing vacancy as per his qualifications.

10. Government after careful examination of the matter, the Director of Treasuries & Accounts, Hyderabad/Deputy Director, Dist. Treasury, Warangal are directed to consider the request of Sri B. Anantha Chary for his appointment as Attender from prospective date in Treasury Unit, Warangal by implementing the orders of Hon'ble A.P.A.T. in R.P.No.8508/89 as confirmed by the Hon'ble A.P. High Court in W.P.No.24666 of 1998 in pursuance to the orders issued in G.O. Ms. No. 69, G.A. Dept., dt. 18-2-1987 r/w Govt. Memo. No. 383/Ser.Wel/87-1, G.A. (SW) Dept., dated 10-4-1987 subject to condition that he will come under Contributory Pension scheme, he should take last rank in the cadre of Attender in the Warangal Treasury Unit and subject to acceptance of the above conditions issue orders for his appointment as Attender.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.E. SEKHAR BABU
SECRETARY TO GOVERNMENT (FP) I/c.

To
Sri B. Ananthachary,
Hanumakonda, Warangal
(through the DTA, Hyderabad)
Copy to: The D.T.A., A.P., Hyd.
G.A.(Ser.C) Dept.
Finance (PC.III) Dept.

// Forwarded :: By Order //

SECTION OFFICER